

APR 17 2006

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

GLORIA WAGNER,

Plaintiff - Appellant,

v.

DEPARTMENT OF CORRECTIONS; et
al.,

Defendants - Appellees.

No. 05-15864

D.C. No. CV-04-05762-REC

MEMORANDUM*

Appeal from the United States District Court
for the Eastern District of California
Robert E. Coyle, District Judge, Presiding

Submitted April 13, 2006**

Before: SILVERMAN, McKEOWN, and PAEZ, Circuit Judges.

Former California state prisoner Gloria Wagner appeal pro se from the
district court's judgment dismissing pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) her

* This disposition is not appropriate for publication and may not be
cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without
oral argument. *See* Fed. R. App. P. 34(a)(2).

42 U.S.C. § 1983 action alleging violations of her First and Fourteenth Amendment rights. We review de novo, *Barren v. Harrington*, 152 F.3d 1193, 1194 (9th Cir. 1998) (order), and we affirm.

The district court properly dismissed Wagner's action under 28 U.S.C. § 1915(e)(2)(B)(ii). *See id.* Even after she amended her complaint three times, Wagner's allegations were too vague and conclusory to state a civil rights claim. *See Ivey v. Board of Regents*, 673 F.2d 266, 268 (9th Cir. 1982).

AFFIRMED.